

HOUSE BILL 4004  
By McMillan

AN ACT to amend Tennessee Code Annotated,  
Title 50, Chapter 6, relative to the Workers'  
Compensation Law.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 50-6-208, is amended by adding the following  
as a new, appropriately designated subsection:

( ) The terms “party” or “parties”, as referenced in section 50-6-204(d)(5), shall  
include the administrator of the second injury fund.

SECTION 2. Tennessee Code Annotated, Section 50-6-238(d), is amended by deleting  
the words “self-insured employer” wherever they appear and substituting in their place the word  
“employer”.

SECTION 3. Tennessee Code Annotated, Section 50-6-201, is amended by adding the following  
as a new, appropriately designated subsection:

( ) Within fifteen (15) days of the date of injury, the insurer, employer, or self-insured pool shall  
file with the department, on a form prescribed by the department, a wage statement detailing the  
employee’s wages for the previous fifty-two (52) weeks, unless the employer stipulates that the  
maximum weekly workers’ compensation rate applies in the particular matter. In the event the  
employer fails to timely file such wage statement, a workers’ compensation specialist shall have  
the authority to deem the employee’s compensation rate to be the maximum workers’  
compensation rate effective on the date of injury.

SECTION 4. Tennessee Code Annotated, Section 50-6-234(d), is amended by deleting the phrase “the parties agree to waive the holding of a benefit review conference;” in the first sentence.

SECTION 5. This act shall take effect upon becoming law, the public welfare requiring it.